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PTO/SB/21 (05-03)

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TRANSMITTAL FORM

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Total Number of Pages in This Submission	Application Number	09/746,921
	Filing Date	December 22, 2000
	First Named Inventor	Kevin J. Thorne
	Art Unit	1654
	Examiner Name	Patricia A. Patten
	Attorney Docket Number	SBI-073

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> <ul style="list-style-type: none"> • Form PTO-1449 (2 p.) (with copies of cited references) • A printed copy of electronic IDS submission • Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Or Individual Name	Carol G. Mintz, PTO Reg. No. 38,561
Signature	
Date	September 39, 2003

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Kevin J. Thorne et al. § GROUP ART UNIT: 1654

PATENT & TRADEMARK OFFICE NO.:

09/746,921 § EXAMINER: Patricia A. Patten

FILED:

December 22, 2000 §

FOR:

Composition and Process §
For Bone Growth and Repair §SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Atty. Dkt. No.: SBI-073 (2026-00800)

Date: September 30, 2003

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In accordance with 37 CFR §1.97, §1.98, applicant is providing herewith copies of the supplementary items listed on the attached U.S. Patent and Trademark Office Form PTO 1449. If this application was filed prior to June 30, 2003, a copy of each publication listed on Form PTO-1449 is enclosed herewith. This information is supplemental to the Information Disclosure Statement and Form PTO 1449 filed in the above-referenced case on August 28, 2002, and includes a resubmission of foreign patents and non-patent art, copies in response to the Office Action of February 25, 2003.

The submission of this Supplemental Information Disclosure Statement and Form PTO-1449 is not an admission that the art cited is "prior" with respect to the present invention, nor is it a representation that no better art exists. Applicants hereby reserve the right to swear behind or otherwise disprove any alleged "prior" nature of any art cited should the facts support and the situation warrant such an action.

It is submitted that the art cited does not constitute a bar to the patentability of Applicants' invention under 35 U.S.C. § 102 or § 103.

Electronic Information Disclosure Statement

As a part of this submission, an electronic Information Disclosure Statement (eIDS) is being transmitted on this date, and includes a listing of U.S. Patent and Published Applications of which Applicants are aware. A printed copy of that submission is attached hereto.

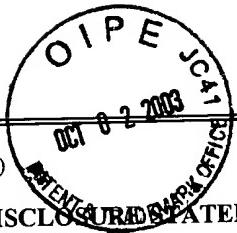
In accordance with 37 C.F.R. 1.98(e), no paper copies of those U.S. Patent and Published Applications are enclosed.

Applicants believe no fee is due for the filing of these papers. If, however, the Commissioner deems that a fee is due, please charge the fee to Deposit Account 03-2769 of Conley Rose, P.C.

Respectfully submitted,

Carol G. Mintz
Reg. No. 38,561
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P. O. Box 3267
Houston, Texas 77253-3267
(713) 238-8000

AGENT FOR APPLICANT



Form PTO-1449 (Modified)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT
 (Use several sheets if necessary)
Atty. Docket No.
SBI-073Serial No.
09/746,921Applicant
Thorne et al.Filing Date
12/22/2000 Group
1654**REFERENCE DESIGNATION U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS

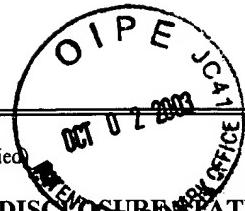
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	Translation YES NO
B1	*EP0271668	10/20/1987	EP			
B2	EP0522569	07/10/1992	EP			
B3	*EP0558727	09/09/1992	EP			
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP '609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

Form PTO-1449 (Modified)

Atty. Docket No.
SBI-073Serial No.
09/746,921Applicant
Thorne et al.Filing Date
12/22/2000Group
1654
INFORMATION DISCLOSURE STATEMENT BY APPLICANT
 (Use several sheets if necessary)

B31	WO9610374	10/03/1994	PCT				
B32	WO9610428	10/03/1995	PCT				
B33	WO9639203	06/06/1996	PCT				
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C1	PCT/US01/49314, PCT International Search Report dated 04/07/2002, 3 sheets
C2	Kubler, N. et al., "BONE MORPHOGENETIC PROTEIN-MEDIATED INTERACTION OF PERIOSTEUM AND DIAPHYSIS: Citric Acid and Other Factors Influencing the Generation of Parosteal Bone," Clinical Orthopaedics and Related Research, Number 258 (September 1990) 279-294
C3	Noah, E.M. et al, "IMPACT OF STERILIZATION OF THE POROUS DESIGN AND CELL BEHAVIOR IN COLLAGEN SPONGES PREPARED FOR TISSUE ENGINEERING," Biomaterials, Volume 23 (2002) 2855-2861

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP '609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	

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ACKNOWLEDGEMENT RECEIPT**

Electronic Version 1.1
Stylesheet Version v1.1.1

COPY

Title of Invention	Composition and Process For Bone Growth and Repair
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Submission Type: Information Disclosure Statement
 Application Number: 09/746921 *09/746921*
 EFS ID: 48562
 Server Response:

Confirmation Code	Message
ISVR1	Submission was successfully submitted - Even if Informational or Warning Messages appear below, please do not resubmit this application
ICON1	2764
ISYS5	Filename= N/A BusinessRule= Validation System/Function Call Information. #Supporting Msg:Server unable to validate the Confirmaton/Application numbers at this time. They will be checked by PTO personnel later.

First Named Applicant: Kevin Thorne
 Attorney Docket Number: SBI-073 (2026-00800)

Timestamp: 2003-09-30 16:34:15 EDT

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Total files size		137940

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 Attorneys,ou=Patent and Trademark
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ELECTRONIC INFORMATION DISCLOSURE STATEMENTElectronic Version v18
Stylesheet Version v18.0**COPY**

Title of Invention	Composition and Process For Bone Growth and Repair
Application Number:	09/746921 *09/746921*
Confirmation Number:	2764
First Named Applicant:	Kevin Thorne
Attorney Docket Number:	SBI-073 (2026-00800)
Art Unit:	1654
Examiner:	Patricia A. Patten
Search string:	(RE35694 or 3919723 or 3968567 or 4146936 or 4192021 or 4202055 or 4237559 or 4356572 or 4394370 or 4412947 or 4429691 or 4497075 or 4609551 or 4619655 or 4623553 or 4642120 or 4698326 or 4774227 or 4789663 or 4795467 or 4843063 or 4843112 or 4863732 or 4863856 or 4888366 or 4919670 or 4997446 or 5001169 or 5011691 or 5024841 or 5028695 or 5085861 or 5108753 or 5118667 or 5137534 or 5204382 or 5208219 or 5236704 or 5262166 or 5274078 or 5306303 or 5354557 or 5366508 or 5393739 or 5417975 or 5425770 or 5433751 or 5443531 or 5496552 or 5531791 or 5532217 or 5547378 or 5552454 or 5599552 or 5639402 or 5769897 or 5776193 or 5811094 or 5814604 or 5830340 or 5837752 or 5904717 or 5904718 or 5910492 or 5916553 or 5932207 or 5935594 or 5952010 or 5955529 or 5958430 or 5958441 or 5997895 or 6018095 or 6033438 or 6071982 or 6118043 or 6132463 or 6136029 or 6139578 or 6165487 or 6180605 or 6180606 or 6183515 or 6187047 or 6187329 or 6214049 or 6214368 or 6261565 or 6264701 or 6277151 or 6280191 or 6287341 or 6294187 or 6296667 or 6297213 or 6299650 or 6300315 or 6326018 or 6376211 or 6384196 or 6384197 or 4668295 or 5123923 or 5152836 or 5426769 or 6346123 or 5290763 or 5707962 or 4451397 or 4455256 or 4563350 or 4596574 or 4606910 or 4620327 or 4761471 or 4776890 or 4780450 or 4789732 or 4891359 or 4950483 or

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 20020061328 or 20020072804 or 20020082694 or
 20020082697 or 20020082700 or 20020098222 or
 20020106393 or 20020106394).pn.

US Patent Documents

Note: Applicant is not required to submit a paper copy of cited US Patent Documents

init	Cite.No.	Patent No.	Date	Patentee	Kind	Class	Subclass
	1	RE35694	1997-12-16	Seyedin et al.			
	2	3919723	1975-11-18	Heimke et al.			
	3	3968567	1976-07-13	Nevins			
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	14	4619655	1986-10-28	Hanker et al.			
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	18	4774227	1988-09-27	Piez et al.			
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26	4919670	1990-04-24	Dale et al.
27	4997446	1991-03-05	Thoma
28	5001169	1991-03-19	Nathan et al.
29	5011691	1991-04-30	Oppermann et al.
30	5024841	1991-06-18	Chu et al.
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33	5108753	1992-04-28	Kuberasampath et al.
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35	5137534	1992-08-11	Sumita
36	5204382	1993-04-20	Wallace et al.
37	5208219	1993-05-04	Ogawa et al.
38	5236704	1993-08-17	Fujioka et al.
39	5262166	1993-11-16	Liu et al.
40	5274078	1993-12-28	Wada et al.
41	5306303	1994-04-26	Lynch
42	5354557	1994-10-11	Oppermann et al.
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44	5393739	1995-02-28	Benzt et al.
45	5417975	1995-05-23	Lussi et al.
46	5425770	1995-06-20	Piez et al.
47	5433751	1995-07-18	Christel et al.
48	5443531	1995-08-22	Ripamonti
49	5496552	1996-03-05	Kuberasampath
50	5531791	1996-07-02	Wolfinbarger Jr.
51	5532217	1996-07-02	Silver et al.
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53	5552454	1996-09-03	Kretschmann et al.
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59	5814604	1998-09-29	Oppermann et al.
60	5830340	1998-11-03	Iljitch et al.
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77	6132463	2000-10-17	Lee et al.
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95	6297213	2001-10-02	Oppermann et al.
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98	6326018	2001-12-04	Gertzman et al.
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106	6346123	2002-02-12	McKay
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128	5071434	1991-12-10	Tsuzuki et al.
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130	5123925	1992-06-23	Smestad et al.
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133	5171574	1992-12-15	Kuberasampath et al.
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140	5270300	1993-12-14	Hunziker
141	5320844	1994-06-14	Liu
142	5336264	1994-08-09	Constantz et al.
143	5338772	1994-08-16	Bauer et al.
144	5344654	1994-09-06	Rueger et al.
145	5352715	1994-10-04	Wallace et al.
146	5366756	1994-11-22	Chesterfield et al.
147	5368858	1994-11-29	Hunziker
148	5399361	1995-03-21	Song et al.
149	5405390	1995-04-11	O'Leary et al.
150	5413989	1995-05-09	Ogawa et al.
151	5428022	1995-06-27	Palefsky et al.
152	5455231	1995-10-03	Constantz et al.
153	5466462	1995-11-14	Rosenthal et al.
154	5508267	1996-04-16	Czernuszkza et al.
155	5522894	1996-06-04	Draenert
156	5543394	1996-08-06	Wozney et al.
157	5565502	1996-10-15	Glimcher et al.
158	5573771	1996-11-12	Geistlich et al.
159	5604204	1997-02-18	Ammann et al.
160	5618549	1997-04-08	Patat et al.

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161	5645591	1997-07-08	Kuberasampath et al.
162	5661007	1997-08-26	Wozney et al.
163	5674290	1997-10-07	Li
164	5674292	1997-10-07	Tucker et al.
165	5674521	1997-10-07	Gehrke et al.
166	5676699	1997-10-14	Gogolewski et al.
167	5677284	1997-10-14	Li
168	5683459	1997-11-04	Brekke
169	5683461	1997-11-04	Lee et al.
170	5686425	1997-11-11	Lee
171	5691397	1997-11-25	Glimcher et al.
172	5703043	1997-12-30	Celeste et al.
173	5709934	1998-01-20	Bell et al.
174	5728679	1998-03-17	Celeste et al.
175	5739286	1998-04-14	Silver et al.
176	5750146	1998-05-12	Jones et al.
177	5756457	1998-05-26	Wang et al.
178	5830493	1998-11-03	Yokota et al.
179	5840325	1998-11-24	Kuberasampath et al.
180	5854207	1998-12-29	Lee et al.
181	5899939	1999-05-04	Boyce et al.
182	5906827	1999-05-25	Khouri et al.
183	5910315	1999-06-08	Stevenson et al.
184	5916870	1999-06-29	Lee et al.
185	5922025	1999-07-13	Hubbard
186	5928635	1999-07-27	Schmidt
187	5948426	1999-09-07	Jefferies
188	5955438	1999-09-21	Pitaru et al.
189	5964805	1999-10-12	Stone
190	5972368	1999-10-26	McKay
191	6005161	1999-12-21	Brekke et al.
192	6013853	2000-01-11	Athanaslou et al.
193	6013856	2000-01-11	Tucker et al.
194	6027742	2000-02-22	Lee et al.

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195	6027743	2000-02-22	Khouri et al.
196	6028242	2000-02-22	Tucker et al.
197	6039762	2000-03-21	McKay
198	6077988	2000-06-20	Kuberasampath et al.
199	6090996	2000-07-18	Li
200	6110482	2000-08-29	Khouri et al.
201	6123731	2000-09-26	Boyce et al.
202	6136030	2000-10-24	Lin et al.
203	6168801	2001-01-02	Heil, Jr. et al.
204	6177406	2001-01-23	Wang et al.
205	6187046	2001-02-13	Yamamoto et al.
206	6187742	2001-02-13	Wozney et al.
207	6189537	2001-02-20	Wolfinbarger, Jr.
208	6203573	2001-03-20	Walter et al.
209	6203574	2001-03-20	Kawamura
210	6206924	2001-03-27	Timm
211	6206931	2001-03-27	Cook et al.
212	6221109	2001-04-24	Geistlich et al.
213	6261586	2001-07-17	McKay
214	6280474	2001-08-28	Cassidy et al.
215	6281195	2001-08-28	Rueger et al.
216	6287816	2001-09-11	Rosen et al.
217	6294041	2001-09-25	Boyce et al.
218	6302913	2001-10-16	Ripamonti et al.
219	6309422	2001-10-30	Farrington et al.
220	6309909	2001-10-30	Ohgiyama
221	6311690	2001-11-06	Jefferies
222	6331312	2001-12-18	Lee et al.
223	6340648	2002-01-22	Imura et al.
224	6352972	2002-03-05	Nimni et al.
225	6371985	2002-04-16	Goldberg
226	6372257	2002-04-16	Marchosky
227	6379385	2002-04-30	Kalas et al.
228	6406498	2002-06-18	Tormala et al.

	229	6417166	2002-07-09	Liu
	230	6419708	2002-07-16	Hall et al.
	231	6423095	2002-07-23	Van Hoeck et al.
	232	6425949	2002-07-30	Lemaitre et al.
	233	6426332	2002-07-30	Rueger et al.
	234	6432919	2002-08-13	Wang et al.
	235	6440444	2002-08-27	Boyce et al.
	236	6444222	2002-09-03	Asculai et al.
	237	6468308	2002-10-22	Kuberasampath et al.
	238	6478825	2002-11-12	Winterbottom et al.
	239	6479065	2002-11-12	Jaworowicz et al.
	240	6479565	2002-11-12	Stanley
	241	6504079	2003-01-07	Tucker et al.
	242	6511510	2003-01-28	de Bruijn et al.
	243	6511958	2003-01-28	Atkinson et al.
	244	6524345	2003-02-25	Valimaa et al.
	245	6540784	2003-04-01	Barlow et al.
	246	6541023	2003-04-01	Andre et al.
	247	6544290	2003-04-08	Lee et al.
	248	6551995	2003-04-22	Oppermann et al.
	249	5279831	1994-01-18	Constantz et al.
	250	5650176	1997-07-22	Lee et al.
	251	5670483	1997-09-23	Zhang et al.
	252	5681873	1997-10-28	Norton et al.
	253	5707442	1998-01-13	Fogel et al.
	254	5711957	1998-01-27	Patat et al.
	255	5741329	1998-04-21	Agrawal et al.
	256	5755792	1998-05-26	Brekke
	257	5769895	1998-06-23	Ripamonti

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	2	20020082594	2002-06-27	Hata et al.
	3	20020055143	2002-05-09	Bell et al.
	4	20020018797	2002-02-14	Cui et al.
	5	20010055622	2001-12-27	Burrell et al.
	6	20010053937	2001-12-20	Johnson et al.
	7	20010049141	2001-12-06	Fike et al.
	8	20010044413	2001-11-22	Pierce et al.
	9	20010016646	2001-08-23	Rueger et al.
	10	20010005797	2001-06-28	Barlow et al.
	11	20010008980	2001-07-19	Gresser et al.
	12	20010010023	2001-07-26	Schwartz et al.
	13	20010012968	2001-08-09	Preissman
	14	20010014662	2001-08-16	Rueger et al.
	15	20010014667	2001-08-16	Chen et al.
	16	20010014830	2001-08-16	Kwan et al.
	17	20010014831	2001-08-16	Scarborough
	18	20010018614	2001-08-30	Bianchi
	19	20010018797	2001-09-06	Shepherd
	20	20010020476	2001-09-13	Gan et al.
	21	20010031799	2001-10-18	Shimp
	22	20010037014	2001-11-01	Liu
	23	20010039453	2001-11-08	Gresser et al.
	24	20010041792	2001-11-15	Donda et al.
	25	20010041942	2001-11-15	Ylanen et al.
	26	20010043940	2001-11-22	Boyce et al.
	27	20010051834	2001-12-13	Frondoza et al.
	28	20010004225	2001-06-12	Nicholls et al.
	29	20020013626	2002-01-31	Geistlich et al.
	30	20020013627	2002-01-31	Geistlich et al.
	31	20020018796	2002-02-14	Wironen
	32	20020018798	2002-02-14	Sewing et al.
	33	20020022883	2002-02-21	Burg
	34	20020022885	2002-02-21	Ochi
	35	20020034532	2002-03-21	Brodbeck et al.

	36	20020034533	2002-03-21	Peterson et al.
	37	20020037309	2002-03-28	Jaworowicz et al.
	38	20020042657	2002-04-11	Pugh et al.
	39	20020045582	2002-04-18	Margolin et al.
	40	20020053937	2002-05-09	Lloyd
	41	20020058622	2002-05-16	Igari et al.
	42	20020061328	2002-05-23	Gertzman et al.
	43	20020072804	2002-06-13	Donda
	44	20020082694	2002-06-27	McKay
	45	20020082697	2002-06-27	Damien
	46	20020082700	2002-06-27	Bianchi et al.
	47	20020098222	2002-07-25	Wironen et al.
	48	20020106393	2002-08-08	Bianchi et al.
	49	20020106394	2002-08-08	Tucker et al.

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